

UNITED STATES DISTRICT COURT

for the  
Southern District of New York

Third Avenue Institutional International Value Fund )  
L.P., On Behalf of Itself and All Others Similarly )  
Situated, )

*Plaintiff* )

v. )

Reserve Management Company, Inc., Resrv Partners, )  
Inc., Reserve Management Corporation, Bruce Bent Sr. )  
Bruce R. Bent, Arthur T. Bent, individually and on )  
Behalf of The Reserve Primary Fund, )

*Defendants, Third-party plaintiffs* )

v. )

Ronald J. Artinian, Santa Albicocco, William E. )  
Viklund, Edwin Ehlert, Jr., William J. Montgoris, )  
And Frank J. Stalzer, )

*Third-party defendants* )

Civil Action No. 08 Civ. 8060 (PGG)

SUMMONS ON A THIRD-PARTY COMPLAINT

To: *(Third-party defendant's name and address)* **William J. Montgoris**  
**286 Gregory Rd.**  
**Franklin Lakes, NJ 07417**

A lawsuit has been filed against defendants **Reserve Management Company, Inc. et al.**, who as third-party plaintiffs are making this claim against you to pay part or all of what the defendants may owe to the plaintiff **Third Avenue Institutional International Value Fund L.P.**

Within 21 days after service of this summons on you (not counting the day you received it) – or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(3) – you must serve on the plaintiff and on the defendants an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the defendants or defendants' attorney, whose name and address are:

**John Dellaportas, Esq.**  
**Duane Morris LLP**  
**1540 Broadway**  
**New York, New York 10036**

It must also be served on the plaintiff or plaintiff's attorney, whose name and address are:

**John Christopher Browne**  
**Bernstein Litowitz Berger & Grossmann LLP**  
**1285 Avenue of the Americas, 38th Floor**  
**New York, NY 10019**

If you fail to respond, judgment by default will be entered against you for the relief demanded in the third-party complaint. You must file the answer or motion with the court and serve it on any other parties.

A copy of plaintiff's complaint is also attached. You may – but are not required to – respond to it.

Date: January 22, 2013

**RUBY J. KRAJICK**

*CLERK OF COURT*

*Signature of Clerk or Deputy Clerk*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
THIRD AVENUE INSTITUTIONAL  
INTERNATIONAL VALUE FUND, L.P.,

Plaintiff(s),

Case No. 08 CIV 8060 (PGG)

-against-

AFFIDAVIT OF SERVICE

RESERVE MANAGEMENT COMPANY, INC., et al.,

Defendant(s).

-----X  
RELATED THIRD PARTY ACTION.

-----X  
STATE OF NEW YORK )  
S.S.  
COUNTY OF NEW YORK)

DOMINIC DELLAPORTE, being duly sworn, deposes and says that he is over the age of eighteen years, is employed by the attorney service, METRO ATTORNEY SERVICE INC., and is not a party to this action.

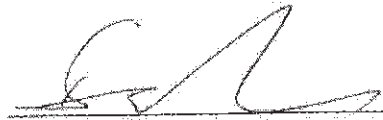
That on the 23<sup>rd</sup> day of January, 2013, at approximately the time of 3:23 PM, deponent served a true copy of the Summons on a Third-Party Complaint and Defendants' Answer to Consolidated Class Action Complaint and Defendants' Third Party Complaint upon William J. Montgoris at 411 Bellaire Drive, Demarest, New Jersey, by personally delivering and leaving the same with Luz Ospina, Housekeeper, a person of suitable age and discretion at that address, the actual place of residence. At the time of service, deponent asked if William J. Montgoris is in active military service for the United States of America or for the State in any capacity whatever and received a negative reply.

Luz Ospina is a Hispanic female, approximately 35 years of age, stands approximately 5 feet 4 inches tall, weighs approximately 125 pounds with brown hair.

That on the 23<sup>rd</sup> day of January, 2013, deponent served another copy of the foregoing upon William J. Montgoris by first class mail, by enclosing a true copy thereof in a securely sealed and postpaid wrapper with the words "PERSONAL AND CONFIDENTIAL" written on the same envelope,

and not indicating on the outside that it is from an attorney, and depositing the same into an official depository maintained by the Government of the United States, City and State of New York, addressed as follows:

William J. Montgoris  
411 Bellaire Drive  
Demarest, New Jersey 07627



DOMINIC DELLAPORTE #1320496

Sworn to before me this  
24<sup>th</sup> day of January, 2013



NOTARY PUBLIC

EVAN COHAN  
NOTARY PUBLIC & ATTORNEY AT LAW  
NO. 02C04998577  
QUALIFIED IN ROCKLAND COUNTY  
CERTIFICATE FILED IN NEW YORK COUNTY  
COMMISSION EXPIRES JUNE 29, 2014